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(61)

PATENT  
ATTORNEY DOCKET NO. 0047/028001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert DWILINSKI et al. Art Unit: 1791  
Application No.: 10/538,407 Examiner: Malekzadeh, S.  
Title: SUBSTRATE FOR EPITAXY AND A METHOD OF PREPARING THE SAME  
International Application No.: PCT/JP2003/015906  
International Filing Date : December 11, 2003  
Priority Date : December 11, 2002  
U.S. Filing Date : June 10, 2005

Final Office Action Mailing Date: October 18, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

AFTER FINAL OFFICE ACTION

BUT BEFORE PAYMENT OF ISSUE FEE (37 CFR 1.97(d))

Sir:

The Information Disclosure Statement transmitted herewith is being filed after the final office action under 37 CFR 1.113 but before the payment of the Issue Fee.

In accordance with the requirements of 37 CFR 1.97(d):

- 1) Accompanying this transmittal is a certification, as specified in 37 CFR 1.97(e).
- 2) Applicants submit the fee set forth in 37 CFR 1.17(p) (\$180.00) for submission of the Information Statement Disclosure. The required fees are calculated below:

Information Disclosure Statement Fee (set forth in 37 CFR. 1.17(p))	<u>\$180.00</u>
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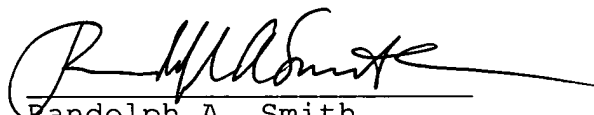
TOTAL FEE DUE:	<u>\$180.00</u>
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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
AFTER FINAL OFFICE ACTION  
BUT BEFORE PAYMENT OF ISSUE FEE (37 CFR 1.97(d))  
Application No. 10/538,407  
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THE COMMISSIONER IS AUTHORIZED TO CHARGE THIS FEE AND ANY OTHER  
FEES WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO THE  
CREDIT CARD NUMBER LISTED ON THE ATTACHED CREDIT CARD PAYMENT  
FORM (PTO-2038 FORM), REFERENCING ATTORNEY DOCKET NO.  
0047/028001. A DUPLICATE COPY OF THIS PAPER IS ENCLOSED.

Respectfully submitted,

Date: December 17, 2007

  
Randolph A. Smith  
Reg. No. 32,548

**SMITH PATENT OFFICE**

1901 Pennsylvania Ave., N.W.  
Suite 901  
Washington, DC 20006-3433  
Telephone: 202/530-5900  
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Dwilinski121707



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INFORMATION DISCLOSURE STATEMENT

AND

CERTIFICATION UNDER 37 CFR 1.97(e)

Sir:

Pursuant to their duty of good faith and candor as set forth in 37 CFR 1.56(a), applicants request that the references cited on attached form PTO-1449 (a copy of which is enclosed) be considered by the Examiner.

Enclosed are three new U.S. references that were cited and discussed in the office action mailed on October 16, 2007 from the U.S. Patent and Trademark Office in a counterpart application (U.S. Patent Application No. 10/538,654).

It is hereby certified that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

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Information Disclosure Statement and  
Certification under 37 CFR 1.97(e)  
Application No. 10/538,407  
Page 2

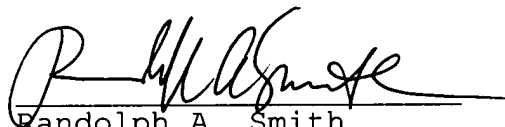
The \$180.00 fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under § 1.97(d) is currently due. As stated in the attached Transmittal Letter, the Commissioner is authorized to charge this \$180.00 fee and any other fees which may be required or credit any overpayment to the Credit Card number listed on the attached Credit Card Payment Form (PTO-2038 Form), referencing Attorney Docket No. 0047/028001.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

If there are any questions regarding this application, please telephone the undersigned at the telephone number listed below.

Respectfully submitted,

Date: December 17, 2007

  
Randolph A. Smith  
Reg. No. 32,548

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